IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.2839 OF 2007

Marathe Textile Mills, Miraj
Prop. Balwant Textile Mills Ltd. : Petitioner

V/s.

The Tahasildar, Miraj & Ors. : Respondents

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Mr.Umesh Mankapure for the petitioner.

Mr.V.P.Malwankar, Asstt. Govt. Pleader for the respondents.

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CORAM : F.I.REBELLO & R.M.SAVANT,JJ.

DATE : JUNE 26, 2007.

P.C.

1. The petitioner has approached this Court praying for assessment of land revenue as also for recovery thereof. The respondents, on account of non-payment, have already attached the land belonging to the petitioner. It is the case of the petitioner that they have also paid a sum of Rs.4 lakhs out of about Rs.13 lakhs which has been demanded. It is the contention of the petitioner that amount is demanded also for the period for which it has already been paid and, secondly, the assessment has not been done, according to law.

2. Thus, considering the facts involved, in our opinion, the ends of justice would be met if the petitioner makes a comprehensive representation to respondent no.3 within four weeks from today. Respondent no.3 on receipt of the representation and after hearing the petitioner to pass a speaking order not later than 12 weeks from the receipt of the application. In the meantime and for a period of eight weeks thereafter, if the order is adverse, the respondents not to sell the attached properties of the petitioner.

3. With the above observations, the petition is disposed of.

F.I. REBELLO, J.

R.M. SAVANT, J.